

BET 8-1-02 9/3731
#101 I03
(Supp.) Patent
Attorney Docket: 258/299

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Richard S. Ginn, et al.

Serial No.: 09/738,431

Filed: December 14, 2000

For: Devices for Sealing Openings Through
Tissue and Apparatus and Methods for
Delivering Them



Group Art Unit: 3731

Examiner: Not yet assigned

TC 3700 MAIL ROOM

APR - 1 2002

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b)(3)

Box Non-Fee
Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 C.F.R. § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37

CERTIFICATE OF MAILING
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

March 13, 2002
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Sally Hartwell

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A handwritten signature in cursive script, appearing to read "Sally Hartwell".

Signature of Person Mailing Paper

C.F.R. § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicant as such.

This IDS is believed to be timely in that it is being submitted under 37 C.F.R. § 1.97(b)(3), that is before the mailing of a first Office action on the merits. Thus, no petition or fee is required. However, if the undersigned is in error in this regard, then it is requested that the Office consider this IDS as filed under 37 C.F.R. § 1.97(c).

The Commissioner is hereby authorized to charge any fees required by the filing of these papers to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP



By: _____

William A. English
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Dated: March 13, 2003 _____

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Enclosures: 13 Prior Art References